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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF CALIFORNIA
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10 DERRIC MEREDITH RICK GENE
11 STITT,

12 Petitioner,

13 v.

14 M. SPEARMAN, Warden,

15 Respondent.

Case No.: 1:20-cv-00153-JLT (HC)

ORDER DENYING MOTION FOR
APPOINTMENT OF COUNSEL

(Doc. 3)

16 Petitioner has requested the appointment of counsel. There currently exists no absolute
17 right to appointment of counsel in habeas proceedings. See, e.g., Anderson v. Heinze, 258 F.2d
18 479, 481 (9th Cir. 1958); Mitchell v. Wyrick, 727 F.2d 773, 774 (8th Cir. 1984). However, Title
19 18 U.S.C. § 3006A(a)(2)(B) authorizes the appointment of counsel at any stage of the case if "the
20 interests of justice so require." See Rule 8(c), Rules Governing Section 2254 Cases. In the
21 present case, the Court does not find that the interests of justice require the appointment of
22 counsel at the present time. Accordingly, Petitioner's request for appointment of counsel is
23 DENIED.

24 IT IS SO ORDERED.

25 Dated: January 30, 2020

26 /s/ Jennifer L. Thurston
27 UNITED STATES MAGISTRATE JUDGE
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